

WASHINGTON METROPOLITAN AREA TRANSIT COMMISSION

WASHINGTON, D.C.

ORDER NO. 2766

IN THE MATTER OF:

Served September 17, 1985

Application of AMERICAN COACH )  
LINES, INC., for a Certificate of )  
Public Convenience and Necessity to )  
Conduct Charter Operations between )  
points in the Metropolitan District)

Case No. AP-85-27

By application filed August 28, 1985, American Coach Lines, Inc. ("ACL" or "applicant"), seeks a certificate of public convenience and necessity to transport passengers over irregular routes in charter operations between points in the Washington Metropolitan Area Transit District ("Metropolitan District"), except round-trip, sightseeing or pleasure tours, from points within the Metropolitan District to points within the Metropolitan District, 1/ and except service between points in the Commonwealth of Virginia. 2/ Applicant also seeks authority to transport mail, express, and baggage in the same vehicle with passengers.

As part of its application ACL has submitted a proposed tariff indicating charter rates of \$45 an hour with a guide, and \$40 an hour without a guide. In either case a minimum charge of \$175 a day would apply. This minimum includes an "allowance of one hour to cover the carrier's operation from and to its garage." One-way transfer charges for passengers and their baggage from or to Washington National Airport or Washington Dulles International Airport would be \$150. Whenever charter service is requested to be provided totally between the hours of 7 p.m. and 7:30 a.m. an additional charge of \$10 per vehicle would apply.

ACL's equipment list shows one 20-passenger vehicle and thirty-four vehicles seating 46 to 49 passengers. All vehicles are model years 1974 to 1984.

---

1/ Applicant's WMATC Certificate No. 1 already authorizes the transportation of passengers and their baggage over irregular routes in charter operations, round-trip, sightseeing or pleasure tours, from points within the Metropolitan District to points within the Metropolitan District.

2/ The Compact, Title II, Article XII, Section 1(b) excepts from the Commission's jurisdiction transportation "solely within the Commonwealth of Virginia".

Applicant's financial data include its WMATC annual report for 1984 and projected operating results for 1985 both under its current tariff and under its proposed tariff. This appears to be exactly the same material submitted in May of this year in support of ACL's Case No. AP-85-21, an application to increase rates by implementing its WMATC Tariff No. 5. Since that application was granted, it would seem (1) that more recent data should be available, and (2) that the broader authority sought should result in financial projections different from those under existing authority. Applicant will be directed to clarify this matter and to submit financial projections appropriate to this application. This matter must be scheduled for public hearing pursuant to the Compact, Title II, Article XII, Section 4(b), and the Commission's rules and regulations.

THEREFORE, IT IS ORDERED:

1. That a public hearing in Case No. AP-85-27 is hereby scheduled to begin November 7, 1985, at 9:30 a.m. in the Hearing Room of the Commission, 1625 I Street, N.W., Room 314, Washington, D.C. 20006 and to continue from day to day thereafter until completed.


2. That applicant shall publish once in a newspaper of general circulation in the Metropolitan District, and shall post continuously and conspicuously in each of its vehicles through the date of public hearing, notice of this application and the hearing thereon, in the form prescribed by the staff of the Commission, no later than October 7, 1985, and present at the hearing affidavits of said publication and posting.

3. That applicant is hereby directed to clarify the matter of financial projections discussed in the body of this order and to file an original and four copies of prospective twelve-month projections of revenue and revenue deductions both with and without the authority sought by this application, no later than October 28, 1985.

4. That any person desiring to protest this application shall file a protest in accordance with Commission Rule No. 14, or any person desiring to be heard on this matter shall so notify the Commission, in writing, no later than October 28, 1985, and shall simultaneously serve a copy of such protest or notice on applicant's counsel, Robert R. Harris, Esquire, 1730 M Street, N.W., Suite 501, Washington, D.C. 20036.

5. That applicant is hereby assessed \$1000 pursuant to Title II, Article XII, Section 19 of the Compact, and is directed to deliver said amount to the office of the Commission, 1625 I Street, N.W., Room 316, Washington, D.C. 20006, no later than October 28, 1985.

FOR THE COMMISSION:

  
WILLIAM H. MCGILVERY  
Executive Director 